EXHIBIT 46

Excerpts of Deposition of Scott Coker

1 UNITED STATES DISTRICT COURT DISTRICT OF NEVADA CUNG LE; NATHAN QUARRY, JON FITCH, on behalf of themselves and all others similarly situated, Plaintiffs, VS.) Case No. 2:15-cv-01045-RFB-(PAL) ZUFFA, LLC, d/b/a Ultimate Fighting Championship and UFC, Defendant. HIGHLY CONFIDENTIAL VIDEOTAPED DEPOSITION OF SCOTT COKER LOS ANGELES, CALIFORNIA AUGUST 3, 2017 9:09 a.m. REPORTED BY: CYNTHIA K. DURIVAGE, CSR #451 JOB NO. 51251

26	62	264
1 SCOTT COKER - HIGHLY CONFIDENTIA	L 1	SCOTT COKER - HIGHLY CONFIDENTIAL
2 contenders in UFC after Strikeforce.	2	contract, an agreement with a venue?
3 Do you remember that?	3	A. Yes.
4 A. Yes.	4	Q. On behalf of Bellator?
5 Q. And I don't think I can go through the	5	A. I can explain the process.
6 entire list, but examples were Antonio Silva; is that	6	Q. Sure.
7 right?	7	A. The process is, basically, we have a venue
8 A. He was one.	8	staff member that goes out and find the venues, and
9 Q. Gilbert Melendez?	9	they negotiate the deal.
10 A. Yes.	10	I say green light it. Then it goes to
Q. Alistair Overeem?	11	legal, and that's how it works.
12 A. Yes.	12	Q. But as president of Bellator, sometimes it
Q. Ronda Rousey?	13	is your responsibility to sign the venue agreements;
14 A. Yes.	14	is that right?
15 Q. Luke Rockhold?	15	A. Oh, yeah. I'm not saying not sign. But as
16 A. Yes.	16	far as, you know, look through every agreement and
Q. And there are others?	17	negotiate the nuances of the deal, that's where our
18 A. Yes.	18	legal team steps in.
Q. So do you know if like, for example,	19	(Exhibit 27 was marked for
20 Antonio Silva got paid less at the UFC than he did a	t 20	identification by the reporter.)
21 Strikeforce?	21	BY MS. GRIGSBY:
22 A. I don't know.	22	Q. So I'm showing you what has been marked as
Q. Do you know if Gilbert Melendez got paid	23	Exhibit 27.
less at the UFC than he did at Strikeforce?	24	Exhibit 27 has been Bates-stamped
A. I'm not sure.	25	SBPCL00000225 with the last number that should be
26	63	265
1 SCOTT COKER - HIGHLY CONFIDENTIAL	1	SCOTT COKER - HIGHLY CONFIDENTIAL
2 Q. Do you know if Alistair Overeem got paid	2	SBPCL00000247.
3 less than he did at Strikeforce in the UFC?	3	MR. KELLY: Is there a question on that?
4 A. I'm not sure.	4	MS. GRIGSBY: Yes, I do have a question. I
5 Q. Do you know if Ronda Rousey got paid less	5	just wanted to let him look through.
6 at the UFC than she did in Strikeforce?	6	MR. KELLY: Oh, okay. Sorry.
7 A. I'm sure she got more, but I'm not familiar	7	MS. GRIGSBY: You know
8 with these contracts.	8	MR. KELLY: I didn't know if you
9 Q. So is it your understanding, then, that	9	MS. GRIGSBY: If you want me to move it, I
some of the fighters who came from Strikeforce and	10	can move it
11 went to the UFC, at least some of them actually ende	ed 11	MR. DELL'ANGELO: were waiting for an
up getting paid more at the UFC; is that right?	12	answer.
13 A. Yes.	13	MS. GRIGSBY: you know. I just didn't
14 MR. DELL'ANGELO: Objection to form.	14	want to jump in there before you had time to read the
15 BY MS. GRIGSBY:	15	exhibit.
Q. Now, just moving on through your career no	w 16	BY MS. GRIGSBY:
as president of Bellator, are you familiar with	17	Q. Let's look at paragraph 15, which is on
18 Bellator's venue contracts, its contracts with	18	SBPCL00000230.
19 different venues?	19	Now, paragraph 15 reads:
A. Can you be more specific.	20	"Exclusivity. Licensor
Q. So for example, when, you know, Bellator	21	understands and agrees that during
makes a contract, have an event at SAP, do you see	22	the 90-day period of time prior to
23 those contracts?	23	the event and for the period of time
A. I do not see the contracts.	24	extending to 45 days after the
Q. Do you know well, have you ever signed a	25	event, it shall not host any other

268 266 SCOTT COKER - HIGHLY CONFIDENTIAL SCOTT COKER - HIGHLY CONFIDENTIAL 1 2 2 combat event aside from the event reference to our Thackerville, Oklahoma event. And 3 set forth herein." 3 we go there, I think two or three times a year. And 4 4 I think it came up for renewal in '16, and this looks Let me just back up. Do you recognize this 5 document? 5 like the extension. 6 6 A. No. But again, the process would be, you know, 7 7 our venue staff member talking to the casino and the Q. So on the last page, or the page that ends 8 8 with 234. host venue, and then, basically, I would green light 9 9 A. My signature. the terms and the conditions that they're proposing 10 10 Q. So that's your signature. So you were the or make changes. And then, it just goes to legal, 11 11 signatory for this contract; is that right, on behalf and that's how it operates. 12 of Bellator? 12 Q. Well, looking at SBPCL00000332, which is 13 13 A. Yes. I mean, we do have my signature stamp under heading 3, subparagraph Q, it says: 14 on some of these documents, you know, that they're 14 "Exclusivity. Nation understands 15 15 authorized -- our legal team is authorized to sign it and agrees that during the term, it 16 on behalf of myself. 16 shall not host any other MMA events 17 17 Q. So you don't remember entering into this aside from the event set forth 18 contract; is that right? 18 herein." 19 19 A. I can tell you, I've never read any venue Is this the type of term that you would 20 document probably ever in the history of my combat 20 approve? 21 sports promoting business. 21 A. I didn't even know that was in the 22 22 Q. Well, would it surprise you if venue agreement. 23 contracts have a provision, such as this one, where 23 Q. Now, would you say that Bellator is a 24 it is exclusive and it cannot host other combat 24 national promotion of MMA bouts events? 25 25 sports during a certain window? A. Yes. 267 269 SCOTT COKER - HIGHLY CONFIDENTIAL 1 SCOTT COKER - HIGHLY CONFIDENTIAL 1 2 MR. DELL'ANGELO: Objection to form. 2 (Exhibit 29 was marked for 3 3 THE WITNESS: You know, I'm just not sure. identification by the reporter.) 4 4 BY MS. GRIGSBY: BY MS. GRIGSBY: 5 Q. We'll put that one to the side. 5 Q. I'm handing you what has been marked as 6 6 (Exhibit 28 was marked for Exhibit 29. 7 7 identification by the reporter.) Now, this is an article from SB Nation, 8 8 BY MS. GRIGSBY: which is "Spike TV president: Bellator MMA on an 9 9 even footing with the UFC." MMA fighting is the Q. And I'm going to hand you what has been 10 10 marked as Exhibit 28, and you might have similar category. It's by Mark Raimondi, dated February 8th, 11 11 2015. answers, but we'll see. 12 12 A. I'll try my best. Now, I just want to direct your attention 13 13 Q. So Exhibit 28 has been Bates-stamped to the last page. On the last page, you're quoted as 14 14 SBPCL00000324 with the ending Bates stamp of saying: 15 15 SBPCL00000341. "There's not going to be a fighter 16 16 Just turning to the last page. on the planet. We can't afford and 17 17 have access to." A. Yes. 18 18 Q. Is that your signature on the last page? Do you see that? 19 A. Yes. 19 A. Yes, I see it. 20 20 Q. Did you make that statement? Q. Do you recognize this document? 21 21 A. Yes. A. No. 22 22 Q. Do you recall entering into a site Q. And do you believe it's true that there's 23 23 agreement with the Chickasaw Nation at all, between not going to be a fighter on the planet that Bellator 24 24 **Bellator and the Chickasaw Nation?** can't afford and have access to? 25 25 A. Yes. I believe this document is in MR. DELL'ANGELO: Objection to form.

272 270 1 SCOTT COKER - HIGHLY CONFIDENTIAL SCOTT COKER - HIGHLY CONFIDENTIAL 2 2 THE WITNESS: Let me just explain the BY MS. GRIGSBY: 3 3 Q. So this article is dated December 21st, steps. 4 So basically, it's -- access to, meaning if 4 2015. 5 they're a free agent, obviously, we have to -- we 5 So as of December 2015, do you believe that 6 6 can't just go steal fighters. So that's maybe a Bellator has or had some of the best featherweight 7 7 misstep on my part. fighters fighting for Bellator in the world? 8 But I believe that we will be able to 8 A. Yes. 9 9 afford the fighters that are getting the top dollar Q. You can put that to the side. 10 10 out there. (Exhibit 31 was marked for 11 11 BY MS. GRIGSBY: identification by the reporter.) 12 12 Q. So with that correction, which is there's BY MS. GRIGSBY: 13 13 not going to be a free agent fighter on the planet Q. So I'm handing you what has been marked as 14 14 that we can't afford and have access to, would you Exhibit 31, which is an article, again, from 15 15 say it's true that there's not going to be a free SB Nation, which reads, "Scott Coker: Bellator did 16 16 agent fighter that Bellator can't afford or have talk to Alistair Overeem's reps, but 'we chose' not 17 17 access to? to make an offer." It's dated February 16th, 2016. 18 18 MR. DELL'ANGELO: Objection to form. Now, I just want to direct your attention 19 19 THE WITNESS: I believe it's true. to the third page in this article. In the third 20 (Exhibit 30 was marked for 20 paragraph up from the bottom, which starts as --21 identification by the reporter.) 21 through to the last one in the article. The third 22 22 BY MS. GRIGSBY: paragraph up from the bottom. It starts with, "And 23 23 Q. I'm handing you what has been marked as same thing with Sterling." 24 Exhibit 32 --24 Now, the last sentence in this box says: 25 25 THE REPORTER: Exhibit what? "There are other free agents that 273 271 1 SCOTT COKER - HIGHLY CONFIDENTIAL 1 SCOTT COKER - HIGHLY CONFIDENTIAL 2 MS. GRIGSBY: 32. Oh, sorry. 30. 2 are on the market that we're going 3 3 Exhibit 30. after. There's a lot of fighters 4 BY MS. GRIGSBY: 4 out there right now." 5 Q. Exhibit 30 is another article from 5 A. Um-hmm. 6 SB Nation called "AJ McKee re-ups for multiple years. 6 Q. Did you make that statement in 2016? 7 7 Will remain in Bellator MMA for foreseeable future." 8 Now, I just want to direct your attention 8 Q. And do you believe it to be true, that in 9 9 to the second page where the article starts. The February 2016, there were a lot of fighters out there 10 10 last paragraph at the bottom. The beginning of the on the market that Bellator could go after? 11 sentence reads: 11 A. Yes. 12 12 "We have many of the best Q. You can put that to the side. 13 13 featherweights in the world fighting (Exhibit 32 was marked for 14 14 for Bellator, and AJ has left no identification by the reporter.) 15 doubt in my mind that he belongs in 15 BY MS. GRIGSBY: 16 16 that group." Q. I'm handing you what has been marked as 17 17 Did you make that statement? Exhibit 32. 18 18 A. Yes. Exhibit 32 is an L.A. Times article 19 19 Q. And do you believe it to be true? entitled "Bellator goes after free agents as it digs 20 20 in as alternative to UFC," dated January 21st, 2017, A. Yes. 21 21 Q. So you believe that Bellator has some of by Lance Pugmire. 22 the best featherweight fighters in the world, is that 22 Now, in the article, in the third paragraph 23 23 right, fighting for Bellator? of the second page, there's a quote from you that 24 24 MR. DELL'ANGELO: Sorry. I'm going to just 25 object to the form. Vague and ambiguous as to time. 25 "We picked up a hundred percent of

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1	SCOTT COKER - HIGHLY CONFIDENTIAL	1	SCOTT COKER - HIGHLY CONFIDENTIAL
2	the guys we went after last year.	2	Do you recognize this document?
3	It's a commitment by Spike TV and	3	A. It looks like a document that traditionally
4	Viacom."	4	comes to us, including myself from after an event,
5	Do you see that?	5	from the press guys at Spike TV, David Schwarz.
6	A. Yes.	6	Q. Now, on the second page, do you see the
7	Q. Did you make that statement?	7	quote:
8	A. Yes.	8	"Bellator produced an entertaining
9	Q. And is it true that in last year, meaning	9	night of fights that certainly
10	that as of January 2017, Bellator picked up a hundred	10	brought with it more headlines and
11	percent of the free agent MMA fighters that it went	11	media attention than its main
12	after?	12	competitor, the UFC," by SB Nations.
13	A. Yes.	13	Do you see that?
14	(Exhibit 33 was marked for	14	A. Yes.
15	identification by the reporter.)	15	Q. And that is referring to all these
16	BY MS. GRIGSBY:	16	quotes are referring to the Shamrock/Kimbo Slice
17	Q. I'm handing you what has been marked as	17	fight; is that correct?
18	Exhibit 33.	18	A. Yes.
19	Now, since you've been president of	19	Q. And do you agree with SB Nation that
20	Bellator, have you followed the ratings that	20	Bellator produced an entertaining night of fights
21	Bellator's events have gotten either on free TV or on	21	that brought with it more headlines and media
22	pay-per-view?	22	attention than its main competitor, the UFC, for the
23	A. Yes.	23	Shamrock/Slice fight?
24	Q. Now, this article is another SB Nation	24	A. I believe for that event, we did.
25	Bloody Elbow article entitled "Kimbo versus Shamrock	25	///
	275		277
1	SCOTT COKER - HIGHLY CONFIDENTIAL	1	SCOTT COKER - HIGHLY CONFIDENTIAL
2	Bellator MMA (main event) averages 2.1 million	2	(Exhibit 35 was marked for
3	viewers on Spike," dated June 22nd, 2015.	3	identification by the reporter.)
4	Now, is it true that in June of 2015,	4	BY MS. GRIGSBY:
5	Bellator's Kimbo Slice/Shamrock event topped	5	Q. I'm showing you what has been marked as
6	2.1 million viewers on Spike?	6	Exhibit 35, which is an SB Nation article, dated
7	A. Yes.	7	November 10, 2015 with a headline "Bellator slightly
8	Q. And in your view, is that a sizeable	8	tops UFC in total viewers over the weekend."
9	audience, 2.1 million viewers, for an MMA event?	9	Now, do you remember the event discussed in
10	A. Yes.	10	this article, which is Bellator St. Louis event in
11	MR. DELL'ANGELO: Objection to the form.	11	November of 2015?
12	THE WITNESS: Sorry.	12	A. Yes.
13	(Exhibit 34 was marked for	13	Q. And do you agree that the St. Louis event
14	identification by the reporter.)	14	got better ratings than the UFC by drawing 814,000
15	BY MS. GRIGSBY:	15	viewers?
16	Q. So let's look at this is Exhibit 34.	16	A. Yes.
17	Exhibit 34 is another production from Shark	17	Q. So during your time there, there have been
18	Entertainment. The first email is really a long	18	a number of times where Bellator's ratings have
19	forward, but it's from David I. Schwarz at Spike TV,	19	either met or exceeded that of the UFC event during
20	subject: Spike press June 22nd, 2015, Bellator 138,	20	the same time period; is that right?
21	and then, it looks like there's a forward from Scott	21	A. Yes.
22	Coker at Bellator on the same date, and finally, from	22	Q. And just to be clear, so during your time
23	Christian Printup to you, Scott Coker, with a cc to a	23	at Bellator, there are a number of times when
24	number of individuals on June 22nd, 2015. Oh,	24	Bellator's ratings have been the same or exceeded the
1		1	
25	Christian Printup.	25	UFC? I was just clarifying the question.

	298		300
1		1	INSTRUCTIONS TO WITNESS
2	STATE OF)	2	
3) :ss	3	Please read your deposition over carefully
4	COUNTY OF (4	and make any necessary corrections. You should state
5		5	the reason in the appropriate space on the errata
6		6	sheet for any corrections that are made.
7	I, SCOTT COKER, the witness	7	After doing so, please sign the errata sheet
8	herein, having read the foregoing	8	and date it.
9	testimony of the pages of this deposition,	9	You are signing same subject to the changes
10	do hereby certify it to be a true and	10	you have noted on the errata sheet, which will be
11	correct transcript, subject to the	11	attached to your deposition.
12	corrections, if any, shown on the attached	12	It is imperative that you return the original
13		13	errata sheet to the deposing attorney within thirty
14	page.	14	(30) days of receipt of the deposition transcript by
15		15	you. If you fail to do so, the deposition transcript
16	SCOTT COKER	16	may be deemed to be accurate and may be used in court.
17	SCOTT COKEK	17	may be deemed to be decurate and may be used in court.
18		18	
		19	
19	Cream and subscribed to hafens	20	
20	Sworn and subscribed to before	21	
21	me, this day of	22	
22	, 2017.	23	
23		24	
24	N 4 D 11'	25	
25	Notary Public	23	
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1		1	ERRATA
2	CERTIFICATE OF REPORTER	2	
3	I, Cynthia K. DuRivage, a Certified	3	
4	Shorthand Reporter of the State of Nevada, do hereby	4	
5	certify:	5	I wish to make the following changes,
6	That the foregoing proceedings were taken	6	for the following reasons:
7	before me at the time and place herein set forth;	7	-
8	that any witnesses in the foregoing proceedings,	8	PAGE LINE
9	prior to testifying, were duly sworn; that a record	9	CHANGE:
11	of the proceedings was made by me using machine shorthand which was thereafter transcribed under my	10	REASON:
12	direction; that the foregoing transcript is a true	11	CHANGE:
13	record of the testimony given.	12	REASON:
14	I further certify I am neither financially	13	CHANGE:
15	interested in the action nor a relative or employee	14	REASON:
16	of any attorney or party to this action.	15	CHANGE:
17	Reading and signing by the witness was	16	REASON:
18	requested.	17	CHANGE:
19	IN WITNESS WHEREOF, I have this date	18	REASON:
20	subscribed my name.	19	CHANGE:
21	Dated: August 16, 2017	20	
22		21	REASON:
23		22	
		23	WITNESS' SIGNATURE DATE
24	CYNTHIA K. DuRIVAGE	24	WITNESS SIGNATURE DATE
2 5	CCR No. 451	25	
25		122	

76 (Pages 298 to 301)